NARCOTICS LAW BULLETIN



INDEX 2006 - VOL. 33

JANUARY-DECEMBER

Month Page	Month Page
Abandoned Property Dog alerts to suitcase on bus, Ojeda-Ramos (10th Cir.)Oct. 3 Affidavits Scarch warrant turns up guns and drugs at home,	Small delay arises from use of dog to perform drug sniff, Clark (7th Cir.)
Johnson (11th Cir.)	Drug Manufacture Man buys 912 pseudoephedrine pills in 48 days,
Border patrol agents on roving patrol stop vehicles suspected of transporting illegal aliens, Cheromiah (10th Cir.)Oct. 2	Brooks (10th Cir.)
Clandestine Labs Suspect interviewed by officer about methamphetamine lab prior to receiving warnings, King (3rd Cir.)Aug. 6	investigation of deadbeat customer, Coles (3rd Cir.) April6 Expectation of Privacy Drug dog alerts to FedEx package, Hurley (4th Cir.) June 3
Coercion Threat to arrest suspect's family members raises	Protest of search of vehicle in unattached garage leads to privacy debate, Mendoza (7th Cir.)May 5
issue of whether confession is voluntary, Estelan (11th Cir.)Feb. 4	First Amendment Ordinance language triggers free speech issues, Camp Legal Defense Fund Inc. (11th Cir.)Aug. 4
Confidential Informants Affidavit neglects to mention informant was recently arrested meth user, Morin (10th Cir.)	Guns Used in Furtherance Was a firearm possessed in furtherance of a drug crime? Taliaferro (3rd Cir.)
warrant affidavit, Napier (9th Cir.)	In Brief Arrest warrant, (LA)
Conspiracy Car tailing drug courier contends it was not part of any conspiracy, Pineda (11th Cir.)	Consent, Cochran (OR) Sept. 8 Constructive possession, Jackson (OH) July 8 Constructive possession, Strange (LA) Dec. 8 Containers, Odom (ND) Dec. 8 Detention, Williams (NY) July 7
Countersurveillance Suspect arrested for being a 'lookout,' Valdez-Reyes (6th Cir.)	Eliciting a response, Connell (GA) July 6 Exigency, Gorman (MD) July 7 Exigency, Reed (FL) Oct. 6 Manufacture, Hugo (IA) June 8
Deliberate Indifference Alcoholic prisoner dies during withdrawal, Speers (6th Cir.)	Police identification, B.D. (CA) June 7 Possession, Morrison (WA) Sept. 8 Presence of drug metabolites, Derror (MI) Aug. 8
Destroyed Evidence Defendant seeks to suppress drug evidence seized during his arrest due to its subsequent destruction, Smith (4th Cir.)	Ruse, Krause (KY)
Officer's use of the expression 'sit tight' was not done in way to be confused with order	Informant Reliability Officers rely upon info provided by new informant without background check, Tucker (8th Cir.)Sept. 4
of compliance, Cruz (8th Cir.)	Informants Informant gets most right and one wrong, Hartman (10th Cir.)Nov. 6

Publisher: Dennis Hofmaier Editor in Chief: Sean FWJ Fowler, Esq. Editors: Bethany M. Allen, Annie Archambault, Melanie Obeid, Esq., Carol Johnson Perkins, Esq., Elizabeth Purcell, J.D., Ryan Wood



Month Page	Month Page
Reliability of information from informant questioned, Allen (3rd Cir.)	Right to Bear Arms Meth-addicted, gun-toting D.A. argues his right to bear arms, Roach (5th Cir.)
Intent Court evaluates reasonableness of jury finding 2 ounces of meth more than personal use,	Sufficiency of Affidavit Allegations that affidavit for a search warrant did not contain sufficient information, Caswell (8th Cir.) April5 Sufficiency of Evidence
Gatlin (11th Cir.)	Evidence discovered during investigation into drug trafficking sufficient to support conviction for conspiracy, Fonseca (6th Cir.)Nov. 5
transported reveals 37.1 grams of crack cocaine, Carter (6th Cir.)	Supreme Court Spotlight High court says DMT may be used in religious ceremonies, Gonzales (U.S. Supreme Court)May 1
Car found in driveway of drug house, Fields (11th Cir.)July 3 Letter from the Editor Survey question responses	Surveillance Officer makes radio request to stop suspect's car if probable cause could be found, Williams (8th Cir.)Jan. 5
No-Knock Warrants Officers use battering ram and flash-bang grenade to enter apartment, Boulanger (1st Cir.)June 1	Threat of Force Fake DEA agents flash fake badge to fake drug dealers with fake drugs, Santos (2nd Cir.)Jan. 1
Other Bad Acts Police search home for drugs, charge owner for drug crimes, then search owner's new home one	Translation Suspect whose primary language is not English claims Miranda rights violation, Savatdy (8th Cir.)Sept. 2
month later, James (7th Cir.)	Unauthorized Driver Unauthorized driver of rental car tries to challenge search, Thomas (9th Cir.)July 2
may reasonably warrant patdown, Davis (8th Cir.) Oct. 1 Postal Service Postal employee allegedly steals painkillers from	Use of Firearm Officer finds cocked gun next to front door of alleged drug dealer, Mosley (9th Cir.)Dec. 1
mail, Milton (9th Cir.)Oct. 5 Pretextual Stop Object and odors consistent with methamphetamine	Voluntary Statements Drug deal falls through, but suspects convicted, Labrada-Bustamante (9th Cir.)
manufacture support warrantless arrest, Lenz (5th Cir.)	Warrantless Entry Border patrol agent opens screen door and sees gun, Arellano-Ochoa (9th Cir.)Nov. 1
Officers observe hand-to-hand transactions by convicted dealer, Cook (8th Cir.)Oct. 4	Warrantless Searches Drug traffickers use decoy car with black drivers to
Probable Cause Lack of probable cause to perform strip search, Ortiz-Hernandez (9th Cir.)Jan. 6	evade police, Johnson (8th Cir.)
Public Safety Exception Suspect admits to having gun before receiving Miranda rights, Estrada (2nd Cir.)Feb. 1	and 37 bricks of cocaine found in her attic, McLee (7th Cir.)
Reasonable Mistake Arrest of wrong person leads to a lawsuit, Mazuz (4th Cir.)	Carter (DC)
Reasonable Suspicion Officers discover 214 kg of marijuana in broccoli truck, Pompa (5th Cir.)	Matthews (11th Cir.)Feb. 6 Witness Tampering Drug trafficker hires one informant to kill another, Cardwell (4th Cir.)

